


AUG 27 2012

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION

JULIA C. BUDLEY, CLERK  
BY:   
DEPUTY CLERK

UNITED STATES OF AMERICA,	)	
	)	Criminal No. 7:10cr00070-4
	)	
v.	)	<u>2255 FINAL ORDER</u>
	)	
PATRICK CLEOFOSTER JONES, II.	)	By: Samuel G. Wilson
	)	United States District Judge

For the reasons stated in the accompanying Memorandum Opinion, it is hereby

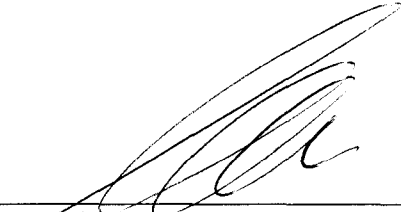
**ORDERED and ADJUDGED**

that Jones' 28 U.S.C. § 2255 motion (Docket No. 138) is **DISMISSED without prejudice** as successive; and this case is hereby **STRICKEN** from the active docket of the court.

Further, finding that Jones has failed to make the requisite substantial showing of the denial of a constitutional right as required by 28 U.S.C. § 2253(c), a certificate of appealability is **DENIED**.

The Clerk is directed to send copies of this Order and the accompanying Memorandum Opinion to the parties.

ENTER: This 27th day of August, 2012.

  
\_\_\_\_\_  
United States District Judge